

109TH CONGRESS
1ST SESSION

H. R. 2075

To amend title 10, United States Code, to require a member of the Armed Forces to designate a person to be authorized to direct the disposition of the member's remains if the member should die in service.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 2005

Ms. BERKLEY (for herself and Mr. FARR) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require a member of the Armed Forces to designate a person to be authorized to direct the disposition of the member's remains if the member should die in service.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REQUIREMENT FOR MEMBERS OF THE ARMED**
4 **FORCES TO DESIGNATE A PERSON TO BE AU-**
5 **THORIZED TO DIRECT THE DISPOSITION OF**
6 **THE MEMBER'S REMAINS.**

7 (a) DESIGNATION REQUIRED.—Section 655 of title
8 10, United States Code, is amended—

1 (1) by redesignating subsection (b) as sub-
2 section (c); and

3 (2) by inserting after subsection (a) the fol-
4 lowing new subsection (b):

5 “(b)(1) The Secretary concerned shall, upon the en-
6 listment or appointment of a person in the armed forces,
7 require that the person specify in writing the person au-
8 thorized to direct the disposition of the person’s remains
9 under section 1482 of this title. The Secretary shall peri-
10 odically, and whenever the member is deployed as part of
11 a contingency operation or in other circumstances speci-
12 fied by the Secretary, require that such designation be re-
13 confirmed, or modified, by the member. Whenever a mem-
14 ber is required to make a designation under this sub-
15 section, the Secretary shall inform the member of the im-
16 plications of the designation.

17 “(2) The current designation of a member under this
18 subsection shall be maintained as part of the member’s
19 Record of Emergency Data.”.

20 (b) CHANGE IN DESIGNATION.—Subsection (c) of
21 such section, as redesignated by subsection (a)(1), is
22 amended by inserting “or (b)” after “subsection (a)”.

23 (c) PERSONS AUTHORIZED TO DIRECT DISPOSITION
24 OF REMAINS.—Section 1482(c) of such title is amended—

1 (1) by redesignating paragraphs (1) through
2 (4) as paragraphs (2) through (5), respectively;

3 (2) by inserting before paragraph (2), as so re-
4 designated, the following new paragraph (1):

5 “(1) The person designated under section
6 655(b) of this title.”; and

7 (3) in paragraph (5), as redesignated by para-
8 graph (1), by striking “clauses (1)–(3)” and insert-
9 ing “clauses (1)–(4)”.

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